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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SCOTT FRIEDMAN, an individual,

Plaintiff,

v.

UNITED STATES OF AMERICA;
GENE M. TIERNEY, individually and
in his official capacity as an FBI Agent;
MATTHEW A. ZITO, individually and
in his official capacity as an FBI Agent;
THAYNE A. LARSON, individually and
in his official capacity as an FBI Agent;
LAS VEGAS METROPOLITAN
POLICE DEPARTMENT; JOE LEPORE,
P#6260, individually and in his official
capacity as an officer of the LAS VEGAS
METROPOLITAN POLICE
DEPARTMENT; DARREN HEINER,
P#2609, individually and in his official
capacity as an officer of the LAS VEGAS
METROPOLITAN POLICE
DEPARTMENT; JASON HAHN, P#3371,
individually and in his official capacity
as an officer of the LAS VEGAS

Case No. 2:18-CV-000857-JCM-VCF

**STIPULATION AND ORDER TO
EXTEND THE DEADLINE FOR
PLAINTIFF TO RESPOND TO
THE FBI AGENT DEFENDANTS'
MOTION TO STAY DISCOVERY [ECF
NO. 58]**

(Second Request)

1 METROPOLITAN POLICE)
2 DEPARTMENT; Tali Arik, an individual;)
3 Julie Bolton, an individual; and Arik)
4 Ventures, an entity formed by Tali Arik,)
Defendants.)

5 IT IS HEREBY STIPULATED and AGREED by and between Defendants GENE M.
6 TIERNEY, MATTHEW A. ZITO, and THAYNE A. LARSON (hereinafter referred to
7 collectively as the “FBI Agent Defendants,”), by and through their counsel GREG
8 ADDINGTON, and Plaintiff SCOTT FRIEDMAN, by and through his counsel, MELANIE A.
9 HILL and LISA A. RASMUSSEN, that the deadline for Plaintiff to file a response to the FBI
10 Agent Defendants Motion to Stay Discovery [ECF No. 58] (“the Motion”) be extended to
11 Monday, September 10, 2018.
12

13 IT IS FURTHER STIPULATED and AGREED that the deadline for the FBI Agent
14 Defendants and Defendant United States, who filed a joinder to the FBI Agent Defendants
15 Motion, to file a reply in support of the Motion be shall remain due on Tuesday, September 18,
16 2018.

17 This Stipulation is executed for the following reasons:

- 18 1. AUSA Addington filed a Motion to Dismiss [ECF No. 39] on behalf of the United
19 States *only* on July 26, 2018.
- 20 2. AUSA Addington filed a Motion to Dismiss [ECF No. 55] on behalf of the FBI
21 Agent Defendants on August 16, 2018.
- 22 3. The parties have agreed to further extend Plaintiff’s response to the FBI Agent
23 Defendants’ Motion to Stay Discovery that is currently due on Friday, September 7,
24 2018 to Sunday, September 9, 2018 due to a client issue that with Ms. Rasmussen
25 had in another case.
- 26 4. Given that the Motion to Stay raises similar legal arguments that are also raised in
27 the FBI Agent Defendants’ Motions to Dismiss with respect to qualified immunity
28

1 and the sufficiency of Friedman's complaint, Plaintiff is requesting a short extension
2 of the briefing schedule to address the arguments in each response simultaneously.

3 5. The parties propose the following briefing schedule:

4 a. The deadline for Plaintiff to file a response to the Motion to Stay Discovery
5 [ECF No. 58] be extended through the weekend from Friday, September 7,
6 2018 to Monday, September 10, 2018.

7 b. The deadline for the FBI Agent Defendants and Defendant United States,
8 who filed a joinder to the FBI Agent Defendants Motion, to file a reply in
9 support of the Motion shall remain due on September 18, 2018.

10 6. The request for additional time in this Stipulation is made in good faith and not for
11 the purposes of delay.

12 Dated this 7th day of September, 2018.

13 Respectfully submitted by,

14
15 DAYLE ELIESON
16 UNITED STATES ATTORNEY

MELANIE HILL LAW PLLC

17 By: /s/ Greg Addington
18 GREG ADDINGTON
19 Assistant U.S. Attorney

By: /s/ Melanie A. Hill
MELANIE A. HILL
Attorney for Plaintiff Scott Friedman

20 LAW OFFICE OF LISA RASMUSSEN, P.C.

21
22 By: /s/ Lisa A. Rasmussen
23 LISA A. RASMUSSEN
24 Attorney for Plaintiff Scott Friedman
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